



-29-02

2878  
#3  
P. Allen  
04/21/07

Attorney Docket No. ASDI-004/00US

PATENT

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EL 838722225 US

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Date: October 28, 2002

By: Deborah Nager

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Goetz, et al.

Serial No.: 10/023,395

Examiner: [Not Assigned]

Confirmation No.: 3712

Art Unit: 2878

Filed: December 20, 2001

For: **SYSTEM AND METHOD FOR GROUPING REFLECTANCE DATA**

Commissioner for Patents  
Washington, D.C. 20231

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

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Enclosed is a Supplemental Information Disclosure Statement and accompanying Form PTO/SB/08A for the above-identified patent application.

- ☒ In accordance with 37 C.F.R. §1.97(b), no additional fee for submission of the IDS is required.
- ☐ In accordance with 37 C.F.R. §1.97(c), also enclosed is:
  - ☐ the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p); or
  - ☐ a statement as specified in 37 C.F.R. §1.97(e).
- ☐ In accordance with 37 C.F.R. §1.97(d), a statement as specified in 37 C.F.R. §1.97(e) and the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) are also enclosed.
- ☐ Check No. \_\_\_ in the amount of \$\_\_\_ for the total fee is attached.
- ☒ A return receipt postcard is also enclosed.
- ☐ Please charge \$\_\_\_ to Deposit Account No. 50-1283 for the total fee. This paper is being submitted in duplicate.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

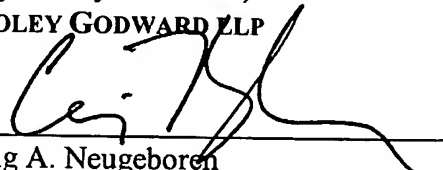
Dated: October, 28, 2002

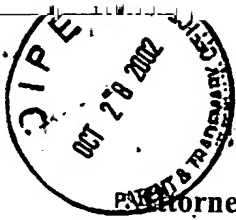
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Respectfully submitted,

COOLEY GODWARD LLP

By:

  
Craig A. Neugeboren  
Reg. No. 39,314



Attorney Docket No. ASDI-004/00US  
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### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §§1.97 and 1.98.

- ☒ Pursuant to 37 C.F.R. §1.98, a copy of each document cited in the attached Form PTO/SB/08 is enclosed.
- ☐ No copies of the publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. \_\_\_ to which the above-identified application claims priority under 35 U.S.C. §120.
- ☒ Publication(s) 1-15 listed on the attached Form PTO/SB/08A were cited in foreign searches or examination reports associated with PCT application Serial No. PCT/US02/03287 and mailed on September 24, 2002; PCT Application Serial No. PCT/US02/03288, mailed on September 24, 2002; PCT Application Serial No. PCT/US02/03285, mailed on September 24, 2002; and PCT Application Serial No. PCT/US02/03286, mailed on October 14, 2002.
- ☐ Enclosed is a copy of a non-English publication(s) \_\_\_. Pursuant to 37 C.F.R. §1.98(d), Applicant submits the attached foreign search or examination report, which cites such non-English language publication(s).
- ☐ Enclosed is a copy of a non-English publication(s) \_\_\_. English language publication \_\_\_ (copy enclosed) claims priority from this non-English publication.
- ☐ Enclosed is an explanation of non-English publication(s) \_\_\_ for which an English translation is not available.

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- ☐ Enclosed is an English translation of non-English publication(s) \_\_\_ cited in the attached Form PTO/SB/08A.
- ☐ Enclosed is a copy of pending patent Application Serial No. \_\_\_.

This Information Disclosure Statement is filed within any one of the following time periods:

- ☐ within three months from the filing date of this national application other than a CPA under 37 C.F.R. § 1.53(d);
- ☐ within three months from the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in this international application;
- ☒ before the mailing date of a first office action on the merits; or
- ☐ before the mailing of a first office action after the filing of a request for continued examination under 37 C.F.R. § 1.114.

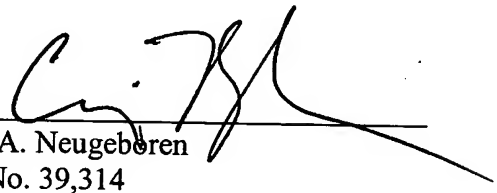
It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO/SB/08A to the undersigned.

Dated: October 28, 2002

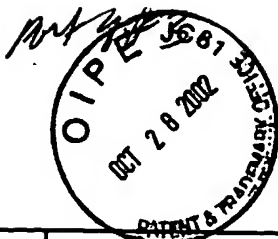
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Respectfully submitted,  
COOLEY GODWARD LLP

By:

  
Craig A. Neugeboren  
Reg. No. 39,314

Please type a plus sign (+) inside this box ➔



PTO/SB/08A (08-00)

Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/023,395
				Filing Date	December 20, 2001
				First Named Inventor	Alexander Goetz
				Group Art Unit	2878
				Examiner Name	[Not Assigned]
				Attorney Docket Number	ASDI-004/00US
Sheet	1	of	2		

[illegible]

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
	4..	WO	96/32631	A1	Aldridge, Paul K., et al	10/17/1996	
	5.	EP	0 959 342	A2	Agrovision AB S-233 70 Lund (SE)	11/24/1999	
	6.	EP	0 959 342	A3	Agrovision AB S-233 70 Lund (SE)	01/12/2000	
	7.	WO	01/03646	A2	Spectral Dimensions, Inc., et al	01/18/2001	
	8.	WO	01/03646	A3	Spectral Dimensions, Inc., et al.	01/18/2001	

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number.

<sup>2</sup> See attached Kinds of U.S. Patent Documents.

<sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

<sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

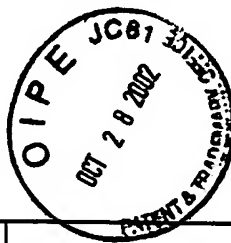
Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible.

<sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>		<b>Complete if Known</b>			
		Application Number	10/023,395		
		Filing Date	December 20, 2001		
		First Named Inventor	Alexander Goetz		
		Group Art Unit	2878		
Examiner Name	[Not Assigned]				
Sheet	2	of	2	Attorney Docket Number	ASDI-004/00US

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	9.	MACDONALD B. F., et al.: "Some Applications of Near-Infrared Reflectance Analysis in the pharmaceutical Industry;" JOURNAL OF PHARMACEUTICAL AND BIOMEDICAL ANALYSIS; Vol. 11, No. 11-12, 1993, Pages 1077-1085, XP001098341; ISSN: 0731-7085; Page 1079, Column 1, Paragraph 3; Page 1080, Column 1, Paragraph 1	
	10.	ALDRIDGE P. K., et al.: "Identification of Tablet Formulations Inside Blister Packages by Near-Infrared Spectroscopy;" APPLIED SPECTROSCOPY; Vol. 48, No. 10, 1994, Pages 1272-1276; XP001098336; Whole Document	
	11.	BLANCO, M., et al.: "Identification and Quantitation Assays for Intact Tablets of Two Related Pharmaceutical Preparations by Reflectance Near-Infrared Spectroscopy: Validation of the Procedure;" JOURNAL OF PHARMACEUTICAL AND BIOMEDICAL ANALYSIS; Vol. 22, No. 1, February 2000 (2000-02), Pages 139-148, XP002212018; ISSN: 0731-7085; Whole Document	
	12.	Copy of the International Search Report for PCT Application Serial No. PCT/US02/03287, mailed on September 24, 2002	
	13.	Copy of the International Search Report for PCT Application Serial No. PCT/US02/03288, mailed on September 24, 2002	
	14.	Copy of the International Search Report for PCT Application Serial No. PCT/US02/03285, mailed on September 24, 2002	
	15.	Copy of the International Search Report for PCT Application Serial No. PCT/US02/03286, mailed on October 14, 2002	

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